

1 UNITED STATES DISTRICT COURT  
2 DISTRICT OF VERMONT3 ROBERT A. FORTUNATI, ADMINISTRATOR \*  
4 OF THE ESTATE OF JOSEPH FORTUNATI; \*  
5 ROBERT A. FORTUNATI and SUSAN \*  
6 FORTUNATI; and MARK FORTUNATI \*7 vs. \*  
8Civil No.  
1:07-cv-1439 ANDREW CAMPAGNE, MARC THOMAS, JEREMY \*  
10 HILL, TODD PROTZMAN, ROB SNETSINGER, \*  
11 KARL GARDNER, HUGH O'DONNELL, \*  
12 MIKE DUDLEY & WALTER GOODELL \*

## 13 D E P O S I T I O N

14 of

15 ROBERT FORTUNATI

16 Taken on behalf of the Defendants on  
17 Friday, May 8, 2009, at the  
18 law offices of Clauson, Atwood & Spaneas,  
19 Hanover, New Hampshire.

## 20 APPEARANCES:

21 GEORGE E. SPANEAS, ESQ., of the firm Clauson, Atwood &  
22 Spaneas, 10 Buck Road, Hanover, New Hampshire, 03755,  
23 appeared and represented the Plaintiffs.24 DAVID GROFF, ESQ., of the Office of the Attorney  
25 General, 109 State Street, Montpelier, Vermont,  
05609-1001, appeared and represented the Defendants.

COURT REPORTER: Lisa M. Hallstrom, RPR, CRR, CCP

GREEN MOUNTAIN REPORTERS  
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1 Q When you just said this area is a whole different  
2 section of town --

3 A Right.

4 Q -- you were pointing at the Pike Hill Road area  
5 on the right side of the map?

6 A Right. Pike Hill, Richardson Hill.

7 Q Okay. It's within a mile and a half of where  
8 Joseph was camped.

9 A Yeah, but a mile and a half. So what?

10 Q Well, my question is are all those homes within a  
11 mile and a half of where Joseph was camped?

12 A I would say.

13 Q Okay. Is it fair to say that within this mile  
14 and a half area square shown on this map there's let's  
15 say over 20 homes?

16 A Yeah.

17 Q Thirty actually?

18 A What's that?

19 Q Somewhere around 30?

20 A No.

21 Q No?

22 A No.

23 Q Well, okay. Over 20. That's fine. Over 20? Is  
24 over 20 correct?

25 A Yeah.

1 A I don't know.

2 Q Okay. Was he at your home at the time that you  
3 left?

4 A I don't believe so, but I'm not sure.

5 Q Was it your opinion that Robert was someone that  
6 Joseph got along with better than others?

7 A No.

8 Q Okay. You had -- correct me if I'm wrong, but  
9 you had told Trooper Amado that you would take Joe's  
10 brothers with him because he got along with them,  
11 right?

12 A Correct.

13 Q Okay. So would you say Joe got along with  
14 Robert?

15 A He did.

16 Q You're just saying not better or worse than Mark?

17 A Not better or worse than Mark or Tony or anybody  
18 else. All -- all pretty much the same.

19 Q Okay. So why don't you just tell -- tell me what  
20 happened when you went up to the campsite.

21 A Well, we walked up to the campsite.

22 Q Did you drive to the base of the road?

23 A Drove to the base of the road.

24 Q Okay.

25 A And went across the barrier.

1 Q I think you said earlier it was pretty close to  
2 where the road broke off?

3 A Right. Right there. Right where the road broke  
4 off. Right there.

5 Q And what was the barrier? You know, what was --

6 A Well, he had a no trespassing -- no trespassing  
7 sign there, he had some lumber -- some round sticks --  
8 poles there. If anybody was in that area and saw  
9 that, they would say, huh, this road has been closed  
10 for years. Nobody's been up here for years because  
11 that's how it looked. So we walked up and says, yeah,  
12 there's Joe's campsite all right.

13 Q What was there? What was there at the campsite?

14 A His car, his tent, his kayak, bike. I think he  
15 had a clothesline up. And regular -- regular  
16 campsite.

17 Q Was -- the car was in the road?

18 A In the -- in the road.

19 Q Was the tent in the road?

20 A The tent was behind the car in the road.

21 Q Okay. And the kayak was across the road?

22 A No, it wasn't across the road.

23 Q No? Where was the kayak?

24 A On the road.

25 Q Okay. So was Joseph there when you -- when you

1      approached?

2      A      Pardon me?

3      Q      Was Joseph there when you walked up?

4      A      Yeah.

5      Q      What happened?

6      A      Said, hi, Joe. Says, hi. And I believe Susan  
7      said, hi. He said, hi. And Robert said, hi, and he  
8      said, hi.

9      Q      What happened next?

10     A      Well, I kind of sat down and said, Joe, you've  
11     got to move your campsite because the EPA was up here  
12     and they're going up to the -- they're going to do  
13     some work up at the Smith mines, they need to get by.  
14     I says, but Susan can explain it to you better. I  
15     don't know that much about it. So then Susan started  
16     to explain a little bit about it, and he says, well,  
17     this is my home. This is where I live now. This is  
18     where I'm staying.

19     Q      Okay.

20     A      And I says, Joe, I says, why don't you -- I says,  
21     you know, there's 200 acres here. I says, 100 acres  
22     at home, camp anywhere you want to, just don't camp  
23     on -- on this road. I said, just -- just move over to  
24     the side if you have to.

25     Q      Okay.

1 A And he said he's staying here, this is his home,  
2 this is where he lives, this is where he's staying.

3 Q Okay.

4 A So then -- do you want me to continue or do you  
5 want me to stop?

6 Q No, please continue.

7 A So then Robert says to Joe, he says, Joe, I've  
8 got a property issue, he says, and your Bronco and  
9 your camper is on the property line and you've got to  
10 move the Bronco.

11 Q So now Robert's talking about at his property up  
12 in Newport?

13 A His property up in Coventry, right.

14 Q Coventry?

15 A Newport, Coventry, call it either one, I know  
16 what you mean.

17 Q Okay.

18 A And Joe says, okay. Took the keys out of his  
19 pocket and went to take the Bronco keys off to give  
20 them to Robert and said, you move the Bronco. Robert  
21 says, okay, but why don't you take the Bronco and your  
22 stuff down here. So then Joe says -- he says, I can  
23 ride you up, get your Bronco, you can take it down  
24 here. Joe says, no. He says, you move the Bronco.  
25 You take the Bronco down here. So -- and Robert says,

1 no, I ain't taking the Bronco down here, then I have  
2 to find a ride home. He says, I'll take you up and  
3 you take the Bronco down. So then as brothers would  
4 at times, they both got a little belligerent at one  
5 another and Robert got a little upset and went towards  
6 Joe and said, you move the Bronco. Joe says, I ain't  
7 moving the Bronco. So then Robert went towards Joe  
8 some more, and the voices picked up and Joe pulled his  
9 gun out. And then I tackled Robert and drove him  
10 back, knocked him on the ground and told him to -- to  
11 cool it, take it easy. And then Joe said -- he says,  
12 I want yas out of here, I want yas out of here now.  
13 So --

14 Q Was he still pointing the gun?

15 A Well, as I said to you, I tackled Robert, brought  
16 him to the ground so visualize it. I couldn't see  
17 Joe. My -- my -- my focus was not on Joe.

18 Q Okay. What did you do then?

19 A Then we got up and started walking down the path.  
20 Joe says, if yas come back, I'll shoot yas all. I'll  
21 kill yas all. I knew Joe didn't mean it. So we went  
22 down the trail. In the scuffle I lost my hat, and I  
23 yelled back up the trail. I says, Joe, I says, I lost  
24 my hat. I need to get my hat. He says, well, then  
25 come get your hat. So I walked up and Susan walked up

1 with me, got the hat. I mean, if I was afraid that  
2 Joe was going to do something to me, I certainly  
3 wouldn't have walked up and got the hat. I just knew  
4 he was a little angry at the time. So then we left  
5 and came home.

6 Q After you got the hat did he say anything else to  
7 you?

8 A Pardon me?

9 Q After you got the hat did he say anything else to  
10 you?

11 A Well, he didn't say anything to me.

12 Q Did he say anything?

13 A Yeah, he did say something.

14 Q What did he say?

15 A I think he said something to Robert like, Robert,  
16 I got you right between the eyes.

17 Q Meaning he was aiming his gun right between his  
18 eyes?

19 A That's what he said. You asked me what he said;  
20 I told you what he said.

21 Q Is that what you understood his -- that to mean?  
22 What did you understand him to mean when he said I got  
23 you right between the eyes?

24 A Well, it means he -- he could have said it and  
25 not had the gun up in his -- pointing it at him.



1 Q Well, was he pointing the gun at him?

2 A He had the gun in his hand. I don't know if he  
3 was pointing it at him or not. It was aimed in our  
4 direction, but I wouldn't believe he was pointing it  
5 at him.

6 Q Okay.

7 A I mean, when you're a distance off --

8 Q Let's take it one piece at a time. You -- you  
9 understood the meaning of what he said, I got you  
10 right between the eyes, to mean I'm aiming right  
11 between your eyes with my gun, correct?

12 A Right.

13 Q You don't know -- well, number two, he was  
14 holding the gun in his hand and pointing it in your  
15 general direction, correct?

16 A Correct.

17 Q You don't know whether or not he actually was  
18 aiming directly between Robert Jr.'s eyes?

19 A Correct.

20 Q Okay. Then you got in your truck and left?

21 A Got in my truck and left.

22 Q Then at some point you called the Bradford  
23 barracks?

24 A Correct.

25 Q Did you drive home and immediately call the

1     Bradford barracks or did you do something else in  
2     between?

3     A     Drove home, called Bradford barracks.

4     Q     Okay.

5     A     Because we had orders to call the Bradford  
6     barracks.

7     Q     You had orders to call the Bradford barracks?

8     A     Orders to call the Bradford barracks.

9     Q     Okay. Who -- who do you believe had given you  
10    orders?

11    A     As I said prior, Scott Amado said you call us  
12    tomorrow. You call us by 10.

13    Q     What did you think would happen if you didn't  
14    call by 10?

15    A     Run that back by me again.

16    Q     What did you think would happen if you did not  
17    call by 10?

18    A     I don't know. They probably would have went up  
19    there.

20    Q     Okay. Do you know what time it was when -- when  
21    you called?

22    A     No, I don't. I believe it was after 10.

23    Q     If I told you it was 11:30, does that sound  
24    right?

25    A     Could have been.

1 Q Had they been up there?

2 A Pardon me?

3 Q Had they been up there?

4 A Had they been up there?

5 Q Right. Well, you said you thought if you didn't  
6 call by 10 they would go up there. My question was,  
7 you called by 11:30. Had they gone up there?

8 A They hadn't been there yet.

9 Q Okay. Thank you.

10 A You know, it was just kind of like Friday they  
11 said they wouldn't be up there, but they went up  
12 there.

13 Q You remember you made a phone call, right?

14 A Yeah.

15 MR. GROFF: Can we go off for a second?

16 MR. SPANEAS: Sure.

17 (Discussion off the record)

18 BY MR. GROFF:

19 Q Mr. Fortunati, I am giving you what's been marked  
20 as I, do you see that on there, which is a transcript  
21 of a phone conversation. I've also put in the tape  
22 recorder an audiotape marked H, which I'm going to  
23 play. We are not going to have the court reporter  
24 type down the tape as it's playing, but what I'm going  
25 to ask you to do is if you can try to follow along on

1 the transcript with the tape. If at any point you  
2 think something's wrong, like it's transcribed wrong,  
3 that you disagree with something that's said but that  
4 it's transcribed wrong, let me know, I'll stop it and  
5 we can talk about it. Fair enough?

6 A Okay.

7 MR. SPANEAS: Do you understand that? You  
8 understand that?

9 THE WITNESS: He's saying the tape is  
10 going to be exactly what this is, correct?

11 MR. SPANEAS: Yeah. He wants you to  
12 follow word -- as -- as --

13 THE WITNESS: He wants me to follow  
14 this -- what he's going to play there is what  
15 he's got there.

16 MR. SPANEAS: Right. He wants you to say  
17 if you hear something there that's different  
18 than what's written here, you want him to say  
19 something or raise his -- do you want me to say  
20 stop or --

21 MR. GROFF: Yeah, I would like him to. If  
22 you don't think you can do it, let me know.

23 THE WITNESS: We'll try it. Let's give it  
24 a shot.

25 MR. GROFF: All right. And if while we're

1           doing this you're not able to hear it or you're  
2           not able to follow along, let me know and we  
3           won't do it.

4           THE WITNESS: Yeah.

5           MR. GROFF: Okay.

6           (Playing audio tape)

7 BY MR. GROFF:

8 Q     You didn't stop me. Did the transcript seem  
9     accurate?

10 A     What's that?

11 Q     You didn't stop me so did the transcript seem  
12     accurate to you?

13 A     Seemed pretty accurate.

14 Q     Okay. You didn't notice anything -- anything  
15     that you thought was wrong?

16 A     No. I said pretty accurate.

17 Q     Okay. That was your voice, correct?

18 A     Correct.

19 Q     That was Scott Amado?

20 A     Right.

21 Q     Does that accurately reflect the phone  
22     conversation you had with Scott Amado on that morning?

23 A     That was the conversation I had with Scott Amado.

24 Q     All right. So I just wanted to go over the  
25     transcript and ask you about a couple of things. So

1 you had a concern, didn't you, that if -- if the state  
2 troopers went up there, that Joseph might pull a gun,  
3 correct?

4 A Correct.

5 Q And you thought that Joseph might fire at some of  
6 the officers, correct?

7 A Can I explain?

8 Q Please.

9 A There are people that know how to handle  
10 situations like this, trained people, people that care  
11 and understand and have compassion and love and  
12 understanding. These state troopers do not possess  
13 that type of compassion, understanding, or love.

14 Q Let me stop you right there. Did you have  
15 compassion, understanding, and love?

16 A Did I have?

17 Q For Joseph.

18 A Of course I did.

19 Q And you went up there to try to talk him into  
20 moving, right?

21 A Correct.

22 Q And he pulled a gun on you, right?

23 A Correct.

24 Q And he threatened to kill you?

25 A Didn't -- per se.

1 Q Well, he said if you come back here, I will kill  
2 you?

3 A If you come back here, I will.

4 Q Okay. And he pointed a gun at your other son  
5 Robert's head?

6 A Right.

7 Q And he said, Robert, I've got you right between  
8 the eyes?

9 A Correct.

10 Q And you took that threat serious enough, the  
11 threat of pointing the gun at Robert, that you tackled  
12 Robert and drug him out of the way, correct?

13 A Correct.

14 Q You later told Detective Clark that you would  
15 take the bullet in your back rather than let Robert  
16 get shot?

17 A Correct.

18 Q Didn't you tell Scott Amado that -- well --

19 A Hold it. Can I -- can I speak?

20 Q You can answer my questions.

21 You told Scott Amado that they weren't safe just  
22 because they were wearing a bulletproof vest?

23 A Correct.

24 Q You told Scott Amado that Joseph had to be dealt  
25 with or restrained?

1 A Correct.

2 Q You mentioned that a hiker could be in danger?

3 A Correct.

4 Q And you agreed with Scott Amado that it was a  
5 very dangerous situation?

6 A I said it was a dangerous situation, correct, and  
7 had to be handled gently with a good plan so nobody  
8 gets hurt.

9 Q Right.

10 A Not Joe, not any of the troopers, nobody.

11 Q Because you knew that it was very dangerous that  
12 Joe would pull a gun on someone, right?

13 A I knew it could be possible as you drive home  
14 tonight could get in an automobile accident.

15 Q Well, do you think the odds are the same, that --

16 A I think the odds could be pretty darn close.

17 Q So it's your testimony that your belief was that  
18 it was just as likely that someone will get in an  
19 accident on the highway as that Joe would pull a gun  
20 if confronted about moving his campsite --

21 A If --

22 Q -- is that your testimony?

23 A -- not handled in a correct manner.

24 Q Well, let me -- let me ask you a question. You  
25 went up and visited Joe, correct?



1 A Correct.

2 Q And he pulled a gun on you?

3 A I can't say where he pulled it on me.

4 Q Okay. He pulled a gun, aimed it in your general  
5 direction, and threatened to kill you if you came  
6 back. Told you to leave and threatened to kill you if  
7 you came back?

8 A What did I do, I came back to get my hat. So if  
9 I was that afraid of Joe, why would I go back and get  
10 my hat? Think about it.

11 Q Why did you go and get in your truck and leave?

12 A Because I wanted my hat.

13 Q No, why did you then get in your truck and leave?

14 A Because I wasn't going to stand there and argue  
15 with him.

16 Q Didn't you tell Trooper Amado that you were  
17 afraid that Joe might actually shoot you?

18 A I don't see that anywhere here, do you?

19 Q Sure. Let's see. Turn to the one, two -- the  
20 fourth page.

21 A First page?

22 Q Fourth page. The last page.

23 THE WITNESS: Did he say fourth?

24 MR. SPANEAS: Yeah.

25

1 BY MR. GROFF:

2 Q The last page.

3 A Go ahead.

4 Q The -- the first -- it says S.A. for Scott Amado?

5 A At the top?

6 Q Correct, at the top. The first S.A. for Scott  
7 Amado. It says, yes, you kind of felt a little bit --  
8 you're like, honestly you did feel like he could use  
9 it and he might use it against you guys?

10 A Okay.

11 Q R.F.: Absolutely.

12 A Okay. Hold it. Let's see. Yes. You kind of  
13 felt a bit -- you're like, honestly you don't feel  
14 like he could use it and he might use it against you  
15 guys. Well, he might. The -- the -- the word is in  
16 there, might.

17 Q Okay.

18 A He might use it. He might absolutely use it,  
19 just like you might absolutely get in an accident. He  
20 might absolutely -- I mean, might is a big word.  
21 Don't try to say would or could or should, you know.

22 Q Okay, fine. You told Scott Amado that he might  
23 use the gun against you?

24 A He might.

25 Q That's fine. So Scott Amado asked you to write a

1 statement out, correct?

2 A He did.

3 Q Did you write a statement out?

4 A I didn't write it.

5 Q Who wrote it?

6 A I think my wife and Robert kind of put it  
7 together. I looked at it. I signed it.

8 Q Did you read it?

9 A I read it.

10 Q And you signed it?

11 A Yeah.

12 Q And later Detective Clark came up and notarized  
13 it, right?

14 A Yeah.

15 Q Before we get to J, let me ask you a question.  
16 You said that Joe might use the gun against you. You  
17 told Scott Amado that it could be a hiker up there.  
18 You told him that, you know, shit happens. Someone  
19 could get hurt. Given all that, you agree that state  
20 police had to do something, correct? Let me ask you  
21 this: If the state police know that someone might  
22 shoot an innocent bystander --

23 A I would not call --

24 Q -- they have to do something, don't they?

25 A -- the state police in a heartbeat, but they were

1 involved.

2 Q That's not my question, Mr. Fortunati.

3 A They were involved.

4 Q Mr. Fortunati, my question is this: Do you agree  
5 that if the state police know that somebody might  
6 shoot a hiker, they have to do something?

7 A Do not agree.

8 Q Okay. So let's move on.

9 A When you -- you're talking --

10 Q There's no question pending.

11 A -- the state police.

12 Q There's no question pending. If your counsel  
13 wants you to expand on that point, he can ask you.  
14 I'm moving on to J so --

15 THE WITNESS: What's he saying, George?

16 MR. SPANEAS: We're going on to the  
17 next -- this document here, this document here,  
18 J.

19 BY MR GROFF:

20 Q I've handed you what's been marked Exhibit J. Is  
21 that the statement that you signed regarding the  
22 events of the morning of June 24th?

23 A Is this the statement that I signed?

24 Q That's the question.

25 A I believe it is. I'll have to look it over.

1           Yeah.

2       Q     Is that the statement that --

3       A     That is.

4       Q     Okay. Now you said your wife and son drafted it,  
5     you reviewed it --

6       A     Yeah.

7       Q     -- and signed it, is that right?

8       A     Yeah.

9       Q     Okay. You knew that when you were signing it you  
10    were swearing it to be -- to the truth of what was in  
11    there?

12      A     Yeah.

13      Q     At the time did you believe it was true?

14      A     At the time I did.

15      Q     Okay. Do you believe it's true now?

16      A     Pretty -- it's pretty accurate.

17      Q     Okay. I just wanted to ask you a couple  
18    questions about it. I lost it. Oh, here it is. This  
19    is something you haven't mentioned so far, but in  
20    the -- in the third paragraph here, this one, it  
21    starts off with Robert Jr. said hi. Do you see that?

22      A     Yeah.

23      Q     Next line says, Joe reached down and picked up  
24    his bat and tapped it on top of his water cooler and  
25    said, don't come any closer. You don't have any

1 business being here. Do you remember that happening?

2 A Yeah.

3 Q You thought it was important enough to be  
4 included in this statement?

5 A Yeah.

6 Q Let me ask you a question, actually. Did you  
7 make any changes to this statement? You said that  
8 your -- your wife and son drafted it and you reviewed  
9 it. At that time did you say, oh, no, take this line  
10 out, add this, or -- or was this the version that they  
11 gave you?

12 A No, I just read it and it sounded pretty accurate  
13 at the time. At the time, you know, there was some  
14 real concerns going on. There were some people being  
15 upset of the situation, upset that the police was  
16 involved. I mean, there -- there -- there was some  
17 confusion --

18 Q Okay.

19 A -- in a -- in a sense.

20 Q Who was -- who was upset?

21 A Well, I think we were all a little upset.

22 Q Okay. We'll get back to that in a minute. So  
23 back to the tapping the baseball bat. Did you at the  
24 time think that that was a threatening thing for Joe  
25 to do?

1 A I didn't think it was threatening; I thought it  
2 was unusual.

3 Q Okay. Ask you to look at the second page. So  
4 the first sentence says Rob -- well --

5 A Robert Jr.'s mouth, go ahead.

6 Q Yeah, that's continued from the previous page,  
7 but after that it says once Robert Jr. was calm, we  
8 all got up and started to head back toward the truck.  
9 Joe still had the gun pointed at all of us and told us  
10 all to leave and leave now.

11 Did I read that correctly?

12 A Yeah.

13 Q Do you remember that happening?

14 A I don't exactly remember that happening. I know  
15 he had the gun in his hand. Told us to leave and  
16 leave now, and I figured that was the best thing to  
17 do.

18 Q Okay. Now there's -- the next part addresses the  
19 issue with your hat. It says, as we started to leave  
20 Robert Sr. hollered to Joe saying, hey, Joe, I want my  
21 hat. Joe came down the trail about 50 yards, found  
22 the hat, threw it down the trail, said, there's your  
23 hat, come get it and get the hell out.

24 Is that the way you remember it happening?

25 A Yeah.

1 Q So you walked up to pick up the hat off the  
2 ground, then turned around and walked back in the  
3 direction of the truck, then it says, Joe kept the gun  
4 pointed at us as we were leaving. Joe also said to  
5 Robert Jr., Robert, I've got you right between the  
6 eyes. Also as we were all leaving Joe said, don't  
7 come back ever or he would kill all of us.

8 A Yeah.

9 Q Do you remember that?

10 A Yeah.

11 Q Okay. So when --

12 A You know sometimes people say words that they  
13 don't mean either.

14 Q When Detective Clark and Trooper Potter came up  
15 and talked to you about this statement, do you  
16 remember that?

17 A Yeah.

18 Q Did you talk with Detective Clark about the  
19 statement?

20 A About what?

21 Q The statement that you had written?

22 A I don't recall at that time. I had a lot of  
23 things going through my mind.

24 Q Okay. Did you hear her talking to Robert Jr.?

25 A She talked to Robert, yeah.



1 from the time you got out of your truck till the time  
2 you were put in the cruiser to be taken to the  
3 barracks?

4 A Probably a half hour.

5 Q Were you hurt?

6 A Well, you know, I had kind of a shoulder that was  
7 kind of a bum shoulder. You know, after the years you  
8 go -- you get a few little injuries here and there  
9 and -- and they kind of put the pressure on -- on this  
10 shoulder.

11 Q Okay. You're pointing to your left shoulder?

12 A Yeah.

13 Q So you're saying prior to the incident your  
14 shoulder was a little -- you had a bum shoulder and --  
15 and when you were cuffed up --

16 A It was okay, you understand, but I mean years  
17 before that.

18 Q I understand. I'm just trying to figure out, you  
19 know, what happened. So you're saying you had a --  
20 kind of a bum shoulder and you got --

21 A It wasn't bum bum, it was -- it was like -- you  
22 know --

23 Q I hear ya. Little trick shoulder or something?

24 A Yeah. I mean, they grabbed my shoulder, slammed  
25 me against the truck, the little --

1 Q Okay. Did you go to the doctor's about that?

2 A No.

3 Q How -- did you have a bruise?

4 A Ask my -- you have to ask my wife when you ask  
5 her. I didn't see any bruise.

6 Q Okay. Did you feel like you needed to take any  
7 medication?

8 A You know, I've had my bumps and bruises and I  
9 don't take medication.

10 Q Okay. So other than the shoulder, were you hurt  
11 anywhere else? Were you hurt anywhere else besides  
12 your shoulder?

13 A Not that I recall.

14 Q Okay. Let's do this now. So you -- actually,  
15 just a couple more on that. You don't remember -- you  
16 don't think that you walked towards the officer --

17 A What's that?

18 Q You don't think you walked towards any of the  
19 officers in a threatening way?

20 A No. I mean, come on. They've got the guns.

21 Q You don't think that you had clenched fists as  
22 you approached anyone?

23 A No.

24 Q Were you yelling when you got out of the truck?

25 A I says, what happened? I don't think I was